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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q79365

Kenichi MORIWAKI, et al.

Appln. No.: 10/753,366

Group Art Unit: 1773

Confirmation No.: 6407

Examiner: Holly C. RICKMAN

Filed: January 09, 2004

For: MAGNETIC RECORDING MEDIUM

RESPONSE UNDER 37 C.F.R. § 1.111

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated June 2, 2005, please consider the remarks as submitted herewith on the accompanying pages. A Terminal Disclaimer is being submitted herewith.

REMARKS

Claims 17, 18 and 21-44 are pending in the application.

Claims 17, 25, 26, 28-30, 32, 34, 39-40, and 42-43 have been rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over claims 1-27 of U.S. Patent No. 6,893,714 ("U.S. '714").

While Applicants respectfully submit that the present invention is not obvious over the claims of U.S. Patent No. 6,893,714, to expedite allowance of the present Application, Applicants are submitting herewith a terminal disclaimer to obviate the obviousness-type double